IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 401 OF 2006

Suresh Kantilal Navale ....Petitioner.

V/s

The State of Maharashtra
Nandgaon City Police Station
Nandgaon (NASHIK) ....Respondent.

Mr. A.R. Shaikh for the petitioner.

Ms. Rajeshree M. Gadhvi, APP for the State.

CORAM: V.M. KANADE, J.

DATE: 3rd February, 2006

P.C.:

1. Heard the learned Counsel for the applicant and the learned APP for the State.

2. The applicant has an apprehension that he is likely to be arrested in connection with the offence which is registered with Nandgaon City Police Station vide C.R. No. 94 of 2005 for the offence punishable under section 306 of the Indian Penal Code. It is alleged that the applicant was elected as a Surpanch and the deceased was the member of the Grampanchayat. It is alleged that the applicant gave assurance to the deceased that he will marry her. However, since the applicant did not perform the engagement ceremony as

desired by the deceased, she committed suicide by pouring kerosene on her body and committed suicide after the engagement ceremony. It is alleged that the name of the applicant is involved on account of the political rivalry.

3. The facts reveal that the applicant was not the husband of the deceased and only the engagement ceremony had been performed. In view of this, prima facie case is made out for grant of an anticipatory bail.

4. In the event of the arrest of the applicant in connection with C.R. No.94 of 2005 registered with the Nandgaon City Police Station for the offence punishable under section 306 of the Indian Penal Code, the applicant be released on bail in the sum of Rs 5000/- with one or two sureties in the like amount. The applicant shall cooperate with the Police. He shall report to the Nandgaon City Police Station for a period of 10 days from 6/2/2006 between 11.00 a.m. to 5.00 p.m. Thereafter, he shall report to the Nandgaon City Police Station twice in a month.

V.M. KANADE, J.